

# Order

Michigan Supreme Court  
Lansing, Michigan

September 15, 2011

Robert P. Young, Jr.,  
Chief Justice

Michael F. Cavanagh  
Marilyn Kelly  
Stephen J. Markman  
Diane M. Hathaway  
Mary Beth Kelly  
Brian K. Zahra,  
Justices

143685 (10)

DAVID P. LAKIN,

Petitioner-Appellant,

v

SC: 143685  
COA: 305154

DEPARTMENT OF CORRECTIONS,

Respondent-Appellee.

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On order of the Chief Justice, the motion to waive fees is considered and it is DENIED because MCL 600.2963 requires that a prisoner pursuing a civil action be liable for filing fees.

Within 21 days of the certification of this order, petitioner shall pay to the Clerk of the Court the initial partial filing fee of \$39.00, shall submit a copy of this order with the payment, **and shall refile the copy of the pleadings which is being returned with this order.** Failure to comply with this order shall result in the appeal not being filed in this Court.

If petitioner timely files the partial fee and refiles the pleadings, monthly payments shall be made to the Department of Corrections in an amount of 50 percent of the deposits made to petitioner's account until the payments equal the balance due of \$336.00. This amount shall then be remitted to this Court.

Pursuant to MCL 600.2963(8) petitioner shall not file further appeals in this Court until the entry fee in this case is paid in full.

The Clerk of the Court shall furnish two copies of this order to petitioner and return petitioner's pleadings with this order.



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I, Corbin R. Davis, Clerk of the Michigan Supreme Court, certify that the foregoing is a true and complete copy of the order entered at the direction of the Court.

September 15, 2011

*Corbin R. Davis*

Clerk